

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Randall S.E. PETERSON

Serial No.: 10/614,752

Filed: 7/8/2003

For: METHOD OF DETERMINING SKILL LEVEL IN A TOURNAMENT  
SETTING



Confirmation No.: 6145

Group Art Unit: 3714

Examiner: Frank Leiva

Customer No.: 34610

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

U.S. Patent and Trademark Office  
Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22314

Sir:

The owner, e-Poker USA Inc., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 7,104,542. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

06/28/2007 SZENDIE1 00000009 10614752  
01 FC:1814

136.00 07

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a

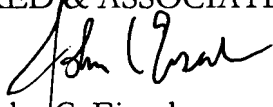
maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by an terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The undersigned is an attorney of record and therefore the certification under 37 C.F.R. §3.73(b) is not required.

An amount of \$130.00 for the terminal disclaimer fee under 37 C.F.R. §1.20(d) is included. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,  
KED & ASSOCIATES, LLP



John C. Eisenhart  
Registration No. 38,128

P.O. Box 221200  
Chantilly, Virginia 20153-1200  
(703) 766-3777 JCE/krf  
Date: June 27, 2007

**Please direct all correspondence to Customer Number 34610**

Q:\Documents\2289-008\127547